

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

IN RE APPLICATION OF:

**MICHAEL WAYNE BROWN, ET AL.**

SERIAL NO.: 09/560,393

FILED: APRIL 28, 2000

FOR: MONITORING AND  
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§ EXAMINER: PARTHASARATHY, P.  
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§§ ART UNIT: 2136  
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APPEAL BRIEF UNDER 37 C.F.R. §1.192Mail Stop Appeal Briefs - Patents  
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Alexandria, VA 22313-1450

Sir:

This Brief is submitted in support of the Appeal of the Examiner's final rejection of Claim 44 in the above-identified application. A Notice of Appeal was filed in this case on November 22, 2004 and received in the United States Patent and Trademark Office on November 22, 2004. Please charge the fee of \$500.00 due under 37 C.F.R. §1.17(c) for filing the brief, as well as any additional required fees, to IBM Deposit Account No. 09-0447.

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Typed or Printed Name: Shenise RamdeenDate: January 24, 2005Signature: Shenise Ramdeen

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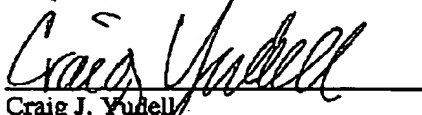
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**CONCLUSION**

Appellants have pointed out with specificity the manifest error in the Examiner's rejections, and the claim language that renders the invention patentable over the combination of references. Appellants, therefore, respectfully request that this case be remanded to the Examiner with instructions to issue a Notice of Allowance for the pending claim.

Respectfully submitted,



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